

The Second Division consisted of the regular members and in addition Referee Higdon C. Roberts, Jr. when award was rendered.

Parties to Dispute:

{ System Federation No. 92, Railway Employees'
Department, A. F. of L. - C. I. O.
(Firemen & Oilers)

Grand Trunk Western Railroad Company

Dispute: Claim of Employees:

1. That in violation of the current agreement, Roy C. Collins, laborer was unjustly assessed five demerit marks from his service record following investigation held on date of May 11, 1978.
2. That accordingly the Carrier be ordered to make the aforementioned Roy Collins whole by removing the five demerit marks from his service record plus additional relief desired.

Findings:

The Second Division of the Adjustment Board, upon the whole record and all the evidence, finds that:

The carrier or carriers and the employe or employes involved in this dispute are respectively carrier and employe within the meaning of the Railway Labor Act as approved June 21, 1934.

This Division of the Adjustment Board has jurisdiction over the dispute involved herein.

Parties to said dispute waived right of appearance at hearing thereon.

Claimant was assessed five demerit marks for violation of Rule 4001, GT Safety Rules, and Rule 6A, GT General Rules. "Failure to obtain immediate first aid or medical attention for all injuries." Claimant was guilty and the penalty is not excessive nor arbitrary.

A W A R D

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Second Division

Attest: Executive Secretary
National Railroad Adjustment Board

By Rosemarie Brasch
Rosemarie Brasch - Administrative Assistant

Dated at Chicago, Illinois, this 21st day of May, 1980.